## **APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT** U.S. Army Corps of Engineers, Chicago District

and Crossroad	: AKO Enterprises is Parkway in Bolingbroo ER: LRC-2006-777	PROJECT LOCA ok, Will County, Illin PROJECT REVIE	ois				ection of Nape	erville Road
Approved Juaction, (33 CF	risdictional Determinat R 331.2)	ion (JD) (For Sites	regulated	l under 33 CF	FR 320-330).	An appr	oved JD is an	appealable
Base	ed on available informati There are no waters on the There are non-jurisdiction There are waters of the Uniform are both waters of	ne project site.  nal waters on the produited States on the p	roject sit	te.	aters on the p	roject sit	e.	
	dictional Determination	-						
☐ The interstate of the U. ☐ The The ☐ The exce ☐ The sand	re are no jurisdictional w presence of waters which or foreign commerce, in S.) (33 CFR 328.3(a)(1)) presence of interstate water presence of a tributary to presence of wetlands adjusted of those wetlands adjusted presence of an isolated of ifflats, wetlands, sloughs, er:	h are currently used, cluding all waters with aters (including inters o an interstate water of jacent <sup>2</sup> (bordering, of jacent to other wetland water (e.g., intrastate	or were hich are state wet or other contiguounds. (33 contiguounds. (33 contiguounds	used in the passible to the lands <sup>1</sup> ). (33 (water of the Uus, or neighboth CFR 328.3 (avers, streams	ast, or may be ebb and flow CFR 328.3 (a) JS. (33 CFR 3 oring) to inter )(7)) (including inter	of the ti (2)) 328.3 (a) state or othermitten	ide (i.e., navig (5)) other waters o	table waters
	U. S. Fish and Wildlife U. S. Geological Survey USDA Natural Resourc U. S. Geological Survey U. S. Geological Survey U. S. Geological Survey Aerials (Name & Date): Advanced Identification Site Visit Conducted on Other information:	Hydrologic Atlas: Fes Conservation Servation Servation Servation Servation Servation Servation Historical Romeoville, 1997 a Wetland Maps:	ROMEO vice Soil aphic Ma C Quadra Quadrar	VILLE, 146. Survey for Waps: ROMEO ngles: ngles:	Vill County. VILLE, 1993 			
Rationale for therefore not j	Basis (applies to any burisdictional.	oxes checked above	): The w	etlands locate	ed on the subj	ect prop	erty are isolate	ed and
Ord □	nt of Jurisdiction (33 Clinary High Water Mark in clear, natural line improto the presence of litter and changes in the characte wetland boundary	ndicated by: essed on the bank ad debris	st	estruction of t pelving ther:	errestrial veg	etation		
Basis for Dec	lining Jurisdiction:							
$\bowtie$	ole to confirm the present Area under consideration Area under consideration	n is likely to have be	en jurisd	ictional under	r pre-SWANC	C Migra	atory Bird Ru	le criteria
	Iquarters declined to app	-	he basis	of 328.3(a)(3	) [attach copy	of HQ	rationale]	
☐ This ☐ Thi	n of Wetland Boundaries office concurs with you soffice does not confirm	r wetland delineation your wetland bound	lary		orepared by			
Recommende	ed by:				Date: _	<u>ح</u>	1/4/0	6_
Approved by	:	<u>- , ,                                 </u>			_ Date:	31	JLL.	· c
'Wetlands are in	dentified and delineated using	ng the methods and crit	eria estab	lished in the Co	orps Wetland D	elineation	n Manual (87 M	lanual) (i.c.,

occurrence of hydrophytic vegetation, hydric soils and wetland hydrology) Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987)

<sup>&</sup>lt;sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

REGULATORY PROJECT MANAGER:			lelyssa Na	vis	Date:	: 26 July 2006			
PROJECT REVIEW/DETE	RMINATI	ON COM	IPLETED		the office Y	(Y/N) (Y/N)	Date: 26 J	July 2006	
PROJECT LOCATION INF State: County: Center coordinates Approximate size o Name of waterway SITE CONDITIONS:	of site by I	atitude & erty (incl		inal coordi	nates:	Illinois Will	8.99 & 88 0	5' 51.29	
Type of aquatic resource <sup>1</sup>	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear	Unknow
Lake		IIIIIIIIII	$\Box$	П				1000	
River									
Stream	10								
Dry Wash									
Mudflat									
Sandflat									
Wetlands									
Slough									
Prairie pothole									
Wet meadow									
Playa lake									
Vernal pool									
Natural pond									
Other water (identify type)									

		If Unknown Use Best Professional Judgment				
Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination		
				$\boxtimes$		
				$\boxtimes$		
			to Occur			

<sup>1</sup>Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-

## TYPE OF DETERMINATION:

jurisdictional aquatic resource area.

DISTRICT OFFICE: Chicago FILE NUMBER: LRC-2006-777

Preliminary Or Approved 🛛

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Landmark Custom Homes PROJECT LOCATION/WATERWAY: South of Thorndale Avenue and East of East Tall Oaks Drive in the village of Itasca, DuPage County, Illinois/Spring Brook Creek PROJECT REVIEW COMPLETED: 

☐ Office ☐ Field FILE NUMBER: LRC-2006-598 Approved Jurisdictional Determination (JD) (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action, (33 CFR 331.2) Based on available information: There are no waters on the project site. There are non-jurisdictional waters on the project site. There are waters of the United States on the project site. There are both waters of the United States and non-jurisdictional waters on the project site **Basis of Jurisdictional Determination:** There are no jurisdictional waters of the United States present on the project site. The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1)) The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2)) The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5)) The presence of wetlands adjacent<sup>2</sup> (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7)) The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds). Other: Section 10 waterway. Information Reviewed U. S. Fish and Wildlife Service National Wetland Inventory: LOMBARD. U. S. Geological Survey Hydrologic Atlas: LOMBARD, HA 143. USDA Natural Resources Conservation Service Soil Survey for DuPage County. U. S. Geological Survey 7.5 Minute Topographic Maps: LOMBARD, 1993. U. S. Geological Survey 7.5 Minute Historic Quadrangles: U. S. Geological Survey 15 Minute Historic Ouadrangles: Aerial Photographs (Name & Date):2002 aerial Advanced Identification Wetland Maps: DUPAGE COUNTY... Site Visit Conducted on: July 13, 2006 Other information:

Rationale for Basis (applies to any boxes checked above): Wetland areas 1 and 2 within the project site appear to be isolated and do not show a hydrological connection to a navigable waterway.

#### Lateral Extent of Jurisdiction (33 CFR 328 and 329): Ordinary High Water Mark indicated by: clear, natural line impressed on the bank destruction of terrestrial vegetation the presence of litter and debris shelving changes in the character of soil Other wetland boundary

#### Basis for Declining Jurisdiction:

Approved by:

☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2) ☐ Area under consideration is likely to have been jurisdictional under pre-SWA ☐ Area under consideration is not likely have been jurisdictional under pre-SWA	NCC Migratory Bird Rule criteria
Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach co	opy of HQ rationale]
Confirmation of Wetland Boundaries	
☐ This office concurs with your wetland delineation report dated , prepared by ☐ This office does not confirm your wetland boundary.	_
Recommended by:Date	7-21-06 e:

Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

Date:

<sup>&</sup>lt;sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

# DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

FILE NUMBER: LRC-2006-598 REGULATORY PROJECT MANAGER: Diedra Willis Date: July 28, 2006 PROJECT REVIEW/DETERMINATION COMPLETED: In the office Date: July 28, 2006 Date: July 13, 2006 At the project site PROJECT LOCATION INFORMATION: Illinois State: DuPage County: 41.9829915225 & -88.0081735425 Center coordinates of site by latitude & longitudinal coordinates: Approximate size of site/property (including uplands & in acres): 3.67 Name of waterway or watershed: Spring Brook Creek

SITE CONDITIONS:

**DISTRICT OFFICE: Chicago** 

Type of aquatic resource <sup>1</sup>	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mudflat									
Sandflat									
Wetlands									
Slough									
Prairie pothole									
Wet meadow									
Playa lake									
Vernal pool									
Natural pond									
Other water (identify type)									
<sup>1</sup> Check appropriate boxes that jurisdictional aquatic resource		type of iso	lated, non-	-navigable, i	ntra-state wat	er present an	d best estim	ate for size o	f non-

Migratory Bird Rule Factors <sup>1</sup> :	If Knov	vn		If Unknown Use Best Professional Judgment			
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination		
Is or would be used as habitat for birds protected by Migratory Bird Treaties?							
Is or would be used as habitat by other migratory birds that cross state lines?							
Is or would be used as habitat for endangered species?							
Is used to irrigate crops sold in interstate commerce?							
<sup>1</sup> Check appropriate boxes that best describe potential for appl non-navigable, intra-state aquatic resource area.	licability of	f the Migrat	tory Bird Rule to	apply to onsite, non-	jurisdictional, isolated,		

Preliminary ☐ Or Approved ☒

## TYPE OF DETERMINATION:

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Mr. & Mrs. William Hopman PROJECT LOCATION/WATERWAY: Northeast of the Intersection of North Peotone Road and Route 50 in Peotone, Will County, Illinois  FILE NUMBER: 200600152 (LRC-2006-23422) PROJECT REVIEW COMPLETED:   Office Field
Approved Jurisdictional Determination (JD) (For Sites regulated under 33 CFR 320-330). An approved JD is an appealat action. (33 CFR 331.2)  Based on available information:  There are no waters on the project site.  There are non-jurisdictional waters on the project site.  There are waters of the United States on the project site.  There are both waters of the United States and non-jurisdictional waters on the project site.
Basis of Jurisdictional Determination:
<ul> <li>□ There are no jurisdictional waters of the United States present on the project site.</li> <li>□ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable wat of the U.S.) (33 CFR 328.3(a)(1))</li> <li>□ The presence of interstate waters (including interstate wetlands¹). (33 CFR 328.3 (a)(2))</li> <li>□ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))</li> <li>□ The presence of wetlands adjacent² (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))</li> <li>□ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).</li> <li>□ Other:</li> <li>□ Section 10 waterway.</li> </ul>
Information Reviewed
<ul> <li>U. S. Fish and Wildlife Service National Wetland Inventory: PEOTONE.</li> <li>U. S. Geological Survey Hydrologic Atlas: PEOTONE, 251.</li> <li>USDA Natural Resources Conservation Service Soil Survey for Will County.</li> <li>U. S. Geological Survey 7.5-Minute Topographic Maps: PEOTONE, 1990.</li> <li>U. S. Geological Survey 7.5-Minute Historic Quadrangles:</li> <li>U. S. Geological Survey 15-Minute Historic Quadrangles:</li> <li>Aerials (Name &amp; Date):Peotone, 1997</li> <li>Advanced Identification Wetland Maps:</li> <li>Site Visit Conducted on: 28 Apr 2006</li> <li>Other information:</li> </ul>
Rationale for Basis (applies to any boxes checked above): ". The wetlands located on the subject property are isolated and therefore not jurisdictional.
Lateral Extent of Jurisdiction (33 CFR 328 and 329):  Ordinary High Water Mark indicated by:  clear, natural line impressed on the bank the presence of litter and debris changes in the character of soil wetland boundary  destruction of terrestrial vegetation shelving other:
Basis for Declining Jurisdiction:
☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(a)  ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria  ☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]
Confirmation of Wetland Boundaries  This office concurs with your wetland delineation report dated This office does not confirm your wetland boundary  This office does not confirm your wetland boundary
Recommended by:
Recommended by:
Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e.

<sup>&</sup>lt;sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology) Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987)

<sup>&</sup>lt;sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

# DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

FILE NUMBER: 200600152 (LRC-2006-234	122)			
REGULATORY PROJECT MANAGER:	Melyssa Navis	Date: 2	.5 July 200	)6
PROJECT REVIEW/DETERMINATION C		In the office e project site Y	(Y/N) (Y/N)	Date: Date: 28 Apr 2006
PROJECT LOCATION INFORMATION:		•		-
State:			Illinois	
County:			Will	
Center coordinates of site by latitud Approximate size of site/property ( Name of waterway or watershed:			41 21' 22	2.32 & 87 46' 28. 76

SITE CONDITIONS:

Type of aquatic resource <sup>1</sup>	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mudflat									
Sandflat									
Wetlands									
Slough		T							16
Prairie pothole		tā	15		15				17
Wet meadow		16	T 🗖		16	17			
Playa lake	TH	t⊟	Ħ	17	15	1 1	T T		16
Vernal pool						15			1百
Natural pond			<del>1                                    </del>			1 🗖			
Other water (identify type)									
IChael ammanuiata haves that	—   best desemble	tune of ice	lated man	navigable i	ntro state wa	ton present se	d boot ootim	nte for size o	fnon
<sup>1</sup> Check appropriate boxes that in jurisdictional aquatic resource is		type of 180	naicu, non	-navigabic, i	ntra-state wat	ter present at	iu vest estim	are for size o	1 NVD-

If k	Known	If Unknown Use Best Professional Judgment			
Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination	
	7	If Known  Yes No	Yes No Predicted	Yes No Predicted Not Expected to	

## TYPE OF DETERMINATION: Preliminary ☐ Or Approved ☒

U.S. Army Corps of Engineers, Chicago District

APPLICANT: PAR Development PROJECT LOCATION/WATERWAY: Kane County
FILE NUMBER: LRC-2006-875 PROJECT REVIEW COMPLETED: ☑ Office ☐ Field
Approved Jurisdictional Determination (JD) (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)  Based on available information:  There are no waters on the project site.  There are non-jurisdictional waters on the project site.  There are waters of the United States on the project site.  There are both waters of the United States and non-jurisdictional waters on the project site
Basis of Jurisdictional Determination:
There are no jurisdictional waters of the United States present on the project site.  ☐ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))  ☐ The presence of interstate waters (including interstate wetlands¹). (33 CFR 328.3 (a)(2))  ☐ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))  The presence of wetlands adjacent² (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))  ☑ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).  ☐ Other:  ☐ Section 10 waterway.
Information Reviewed
<ul> <li>☑ U. S. Fish and Wildlife Service National Wetland Inventory: ELGIN.</li> <li>☑ U. S. Geological Survey Hydrologic Atlas: ELGIN, HA 147.</li> <li>☑ USDA Natural Resources Conservation Service Soil Survey for Kane County.</li> <li>☑ U. S. Geological Survey 7.5 Minute Topographic Maps: ELGIN, 1992.</li> <li>☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles:</li> <li>☐ U. S. Geological Survey 15 Minute Historic Quadrangles:</li> <li>☐ Aerial Photographs (Name &amp; Date):2004</li> <li>☑ Advanced Identification Wetland Maps: KANE COUNTY</li> <li>☐ Site Visit Conducted on:</li> <li>☑ Other information: FEMA FIRM map</li> </ul>
Rationale for Basis (applies to any boxes checked above): The weland on the east portion of the property does not exhibit a surface water connection to a navigable waterway, and is therefore not subject to Department of the Army regulations.
Lateral Extent of Jurisdiction (33 CFR 328 and 329):  Ordinary High Water Mark indicated by:  clear, natural line impressed on the bank the presence of litter and debris changes in the character of soils wetland boundary  destruction of terrestrial vegetation shelving other:
Basis for Declining Jurisdiction:
<ul> <li>✓ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)</li> <li>✓ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria</li> <li>✓ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria</li> </ul>
☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]
Confirmation of Wetland Boundaries  ☐ This office concurs with your wetland delineation report dated ☐ This office does not confirm your wetland boundary.  ☐ (4)
Recommended by: Date:
This office does not confirm your wetland boundary.  Recommended by:  Date: 7/7/66  Approved by:

<sup>&</sup>lt;sup>1</sup>Wetlands are identified and defineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>&</sup>lt;sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

o -875										
MANAGE	R: K	imberly I	Fisher	Da	ate: 7/7/2006					
RMINATIO	ON COM	PLETE					006			
At the project site (Y/N) Date:  PROJECT LOCATION INFORMATION:  State: County: Center coordinates of site by latitude & longitudinal coordinates: Approximate size of site/property (including uplands & in acres): Name of waterway or watershed:  SITE CONDITIONS:  At the project site (Y/N) Date:  Illinois Kane 42.10335, -88.35613  B Upper Fox										
0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25	ac 25-50 ac	> 50 ac	Linear	Unknown		
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rea.	type of iso	nated, noi	n-navigable	, intra-state	water present	and best estimat	le for size of	non-		
			If Known		If Unknown Use Best Pro		ional Judgment			
			Yes	No	Predicted to Occur	Not Expected Occur		ble To Make ermination		
r birds prote	ected by									
- III	1772			2010						
			Ц							
		for applic	ability of th	e Migrator	y Bird Rule to a	pply to onsite, n	on-jurisdict	ional, isolated,		
non-navigable, intra-state aquatic resource area.  TYPE OF DETERMINATION:  Preliminary □ Or Approved ☒										
	MANAGE RMINATIO ORMATIO OF site by la site/prope or watersh  O-1 ac  O	MANAGER: K RMINATION COM ORMATION:  of site by latitude & site/property (inclusor watershed:    0-1 ac	MANAGER: Kimberly I RMINATION COMPLETE  ORMATION:  of site by latitude & longitude site/property (including up or watershed:    0-1 ac	MANAGER: Kimberly Fisher  RMINATION COMPLETED: In At the ORMATION:  of site by latitude & longitudinal coord site/property (including uplands & inforwatershed:    0-1 ac	MANAGER: Kimberly Fisher Dr.  RMINATION COMPLETED: In the office At the project sit ORMATION:  Of site by latitude & longitudinal coordinates: site/property (including uplands & in acres): or watershed:  O-1 ac 1-3 ac 3-5 ac 5-10 ac 10-25 ac 10-2	MANAGER: Kimberly Fisher Date: 7/7/2006  RMINATION COMPLETED: In the office Y (Y/N) At the project site (Y/N) ORMATION:  Illinoic Kane of site by latitude & longitudinal coordinates: 42.103 Fiste/property (including uplands & in acres): 8 Upper  O-1 ac 1-3 ac 3-5 ac 5-10 ac 10-25 ac 25-50 ac 10-25 a	MANAGER: Kimberly Fisher Date: 7/7/2006  RMINATION COMPLETED: In the office Y (Y/N) Date: 7/7/2  At the project site (Y/N) Date:  ORMATION:  Illinois Kane 42,10335, -88.35613  8 Upper Fox  O-1 ac 1-3 ac 3-5 ac 5-10 ac 10-25 ac 25-50 ac > 50 ac  O-1 ac 1-3 ac 3-5 ac 5-10 ac 10-25 ac 25-50 ac	MANAGER: Kimberly Fisher Date: 7/7/2006  RMINATION COMPLETED: In the office Y (Y/N) Date: 7/7/2006  At the project site (Y/N) Date: 00 Dat		

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Fermi Lab PROJECT LOCATION/WATERWAY: Parcel located south of Fabyan Parkway and East of Kirk Road on the Fermi National Accelerator Laboratory Property in Batavia, Kane County, Illinois (Section 13, T39N R8E and Section 18, T39N R9E) FILE NUMBER: LRC-2006-464 PROJECT REVIEW COMPLETED: ☐ Office ☐ Field Approved Jurisdictional Determination (JD) (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2) Based on available information: There are no waters on the project site. There are non-jurisdictional waters on the project site. There are waters of the United States on the project site There are both waters of the United States and non-jurisdictional waters on the project site **Basis of Jurisdictional Determination:** There are no jurisdictional waters of the United States present on the project site. The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1)) The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2)) The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5)) The presence of wetlands adjacent<sup>2</sup> (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7)) The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds). Other: Section 10 waterway. **Information Reviewed** U. S. Fish and Wildlife Service National Wetland Inventory: AURORA NORTH. ☑ U. S. Geological Survey Hydrologic Atlas: AURORA NORTH, HA 70. □ USDA Natural Resources Conservation Service Soil Survey for Kane County. U. S. Geological Survey 7.5 Minute Topographic Maps: U. S. Geological Survey 7.5 Minute Historic Quadrangles: U. S. Geological Survey 15 Minute Historic Quadrangles: Aerial Photographs (Name & Date): November, 2002 Advanced Identification Wetland Maps: KANE COUNTY Site Visit Conducted on: 6/8/06 Other information: FEMA FIRM, DuPage County Wetland Inventory Rationale for Basis (applies to any boxes checked above): Isolated Wetland 1, Farmed Wetland 1 and Farmed Wetland 2 (designated as such by CBBEL) do not have a surface water tributary system connection and are isolated. Therefore, Isolated Wetland 1, Farmed Wetland 1 and Farmed Wetland 2 are not under the jurisdiction of the U.S. Army Corps of Engineers. Lateral Extent of Jurisdiction (33 CFR 328 and 329); Ordinary High Water Mark indicated by: clear, natural line impressed on the bank destruction of terrestrial vegetation the presence of litter and debris shelving changes in the character of soils other: wetland boundary Basis for Declining Jurisdiction: Unable to confirm the presence of waters fisted in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7) Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale] Confirmation of Wetland Boundaries This office concurs with your wetland delineation report dated , prepared by This office does not confirm your wetland boundary. Recommended by: Approved by:

<sup>&</sup>lt;sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>&</sup>lt;sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

FILE NUMBER: LRC-2006-4									
REGULATORY PROJECT M	//ANAGE	R: Ja	imee H	ammit	Da	ite: 07/24/06			
PROJECT REVIEW/DETER	MINATI	ON COM	PLETE		n the office project site	, ,			
PROJECT LOCATION INFO State: County: Center coordinates o Approximate size of Name of waterway o SITE CONDITIONS:	of site by I site/prope	atitude & erty (incl				Illinois Kane Lat: 4 20 acre Fox	1.86, Lon: 88.	.26	
Type of aquatic resource	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 a	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River	TĒ	TĒ	In	ī					
Stream	17	† <del> </del>	╁ᠮ	一百一	一一				T
Dry Wash	TH -	†Ħ-	<del>      -</del>	$\dashv \exists \neg$			<del>                                      </del>		†Ħ
Mudflat	H	† <del> </del>	+#-				17		<del>                                      </del>
Sandflat	+ $+$ $ -$	+=	╁┼	ᅥH	$\dashv \vdash \vdash$	$\dashv \exists -$	+=		+ $H$
Wetlands	++	++-	H		$\dashv$	$\dashv$	+ $+$ $            -$		<del>HH -</del>
	++-	+	<del>       </del>		-H	$\dashv$ $\dashv$	+H	-	+=
Slough		+	-	$\dashv \dashv =$	$\dashv \dashv \dashv$	-HH	+ $+$ $-$		14
Prairie pothole	<b>┼</b>	14—	<b>↓</b>						1 📙 💮
Wet meadow	14-						<u> </u>		14
Playa lake		14		$\sqcup$					1 📙
Vernal pool	<u> </u>	<u>                                     </u>	<u> </u>	_					<u> </u>
Natural pond		$\sqcup \sqcup$		LL					
Other water (identify type)  Check appropriate boxes that bes	t describe	type of ice	leted pe	n novigeble	Interestate	wotar present i	and best estima	to for size of	
jurisdictional aquatic resource are		type of iso	iaicu, iii	JII-IIAVIGADIC	, mila-state	water present i	and Dest estima	ic ioi size oi	
Migratory Bird Rule Factors <sup>1</sup> :				If Known		If Unknown Use Best Prof	essional Judgm	nent	
				Yes	No	Predicted to Occur	Not Expected Occur		Able To Make termination
Is or would be used as habitat for	birds prote	ected by				⊠			ter mination
Migratory Bird Treaties?	(3)		- 41 4						
Is or would be used as habitat by cross state lines?			stnat						
Is or would be used as habitat for									
Is used to irrigate crops sold in in							$\boxtimes$		
<sup>1</sup> Check appropriate boxes that bes non-navigable, intra-state aquatic			or appli	cability of th	ne Migratory	Bird Rule to a	pply to onsite,	non-jurisdic	tional, isolated,
TYPE OF DETERMINATION	N:				Pr	eliminary 🗌	Or Appro	ved 🛛	

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Olympia Trials Center #2, LLC PROJECT LOCATION/WATERWAY: Northwest of IL Route 30 and Olympian Way in Olympia Fields, Cook County, Illinois
FILE NUMBER: LRC-2006-498 PROJECT REVIEW COMPLETED: ☐ Office ☑ Field
Approved Jurisdictional Determination (JD) (For Sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)  Based on available information:  There are no waters on the project site.  There are non-jurisdictional waters on the project site.  There are waters of the United States on the project site.  There are both waters of the United States and non-jurisdictional waters on the project site
Basis of Jurisdictional Determination:
<ul> <li>□ There are no jurisdictional waters of the United States present on the project site.</li> <li>□ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))</li> <li>□ The presence of interstate waters (including interstate wetlands¹). (33 CFR 328.3 (a)(2))</li> <li>□ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))</li> <li>□ The presence of wetlands adjacent² (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))</li> <li>□ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).</li> <li>□ Other:</li> <li>□ Section 10 waterway.</li> </ul>
Information Reviewed  U. S. Fish and Wildlife Service National Wetland Inventory:
U. S. Geological Survey Hydrologic Atlas:  USDA Natural Resources Conservation Service Soil Survey for Cook County.  U. S. Geological Survey 7.5 Minute Topographic Maps:  U. S. Geological Survey 7.5 Minute Historic Quadrangles:  U. S. Geological Survey 15 Minute Historic Quadrangles:  Aerials (Name & Date):  Advanced Identification Wetland Maps:  Site Visit Conducted on: May 18, 2006  Other information:
Rationale for Basis (applies to any boxes checked above):  Potential Wetland 1 and the drainageways D1, D2, D3, D4, and D5, as referenced in your delineation report, are under the jurisdiction of this office. The drainageways were determined to be "waters of the United States" due to the physical evidence of surface flow as characterized by the destruction of terrestrial vegetation, deposition of sediments, and the establishment of a bed and bank. In addition the identified drainageways and Potential Wetland 1 drain directly into Butterfield Creek, which drains to the Little Calumet River, a navigable water. Potential Wetland 2 did not exhibit a hydrologic connection to a navigable water and therefore is not under the jurisdiction of this office.  Lateral Extent of Jurisdiction (33 CFR 328 and 329):  Ordinary High Water Mark indicated by:  clear, natural line impressed on the bank destruction of terrestrial vegetation the presence of litter and debris shelving other:  changes in the character of soil other:  wetland boundary
Basis for Declining Jurisdiction:
<ul> <li>✓ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)</li> <li>✓ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria</li> <li>✓ Area under consideration is not likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria</li> </ul>
Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]
Confirmation of Wetland Boundaries  ☐ This office concurs with your wetland delineation report dated June 19, 2006, prepared by Cowhey Gudmundson Leder, Ltd.  ☐ This office does not confirm your wetland boundary.
The state of the s
Recommended by: ORIGINAL SIGNED Date: JUL 25 2007
Approved by:

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

#### INFORMATION SHEET

DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

Date:

Preliminary ☐ Or Approved ☒

Date: May 18, 2006

FILE NUMBER: LRC-2006-498

REGULATORY PROJECT MANAGER: Paul Leffler Date: July 24, 2006

PROJECT REVIEW/DETERMINATION COMPLETED: In the office (Y/N)

At the project site (Y/N)

PROJECT LOCATION INFORMATION:

**DISTRICT OFFICE: Chicago** 

State: Illinois County: Cook

Center coordinates of site by latitude & longitudinal coordinates: 41.506702 -87.700396

Approximate size of site/property (including uplands & in acres): 12.3

Name of waterway or watershed: Butterfield Creek

### SITE CONDITIONS:

Type of aquatic resource <sup>1</sup>	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mudflat									
Sandflat									
Wetlands									
Slough									
Prairie pothole									
Wet meadow			15						
Playa lake									
Vernal pool									16
Natural pond									
Other water (identify type)									

Migratory Bird Rule Factors <sup>1</sup> :	If Know	/n	If Unknown Use Best Professional Judgment			
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination	
Is or would be used as habitat for birds protected by Migratory Bird Treaties?						
Is or would be used as habitat by other migratory birds that cross state lines?						
Is or would be used as habitat for endangered species?					$\boxtimes$	
Is used to irrigate crops sold in interstate commerce?					$\boxtimes$	
<sup>1</sup> Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolate non-navigable, intra-state aquatic resource area.						

## TYPE OF DETERMINATION:

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Terry Sullivan Construction PROJECT LOCATION/WATERWAY: 25-Acre Property Located Northeast of 171st Street and Wildewoode Way in Country Club Hills, Cook County, Illinois (Section 26, T36N, R13E) PROJECT REVIEW COMPLETED: 

○ Office 

○ Field **FILE NUMBER: 200600234** Approved Jurisdictional Determination (JD) (For Sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2) Based on available information: There are no waters on the project site. There are non-jurisdictional waters on the project site. There are waters of the United States on the project site. There are both waters of the United States and non-jurisdictional waters on the project site Basis of Jurisdictional Determination: There are no iurisdictional waters of the United States present on the project site. The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1)) The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2)) The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5)) The presence of wetlands adjacent<sup>2</sup> (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7)) The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds). Other: Section 10 waterway. Information Reviewed U. S. Fish and Wildlife Service National Wetland Inventory: U. S. Geological Survey Hydrologic Atlas: □ USDA Natural Resources Conservation Service Soil Survey for Cook County. ☑ U. S. Geological Survey 7.5 Minute Topographic Maps: U. S. Geological Survey 7.5 Minute Historic Quadrangles: U. S. Geological Survey 15 Minute Historic Quadrangles: Aerials (Name & Date): Advanced Identification Wetland Maps: Site Visit Conducted on: June 13, 2006 Other information: Rationale for Basis (applies to any boxes checked above): Wetlands 1 and 2, as referenced in your delineation report, do not exhibit a hydrologic connection to a navigable waterway and therefore not under the jurisdiction of this office. However the intermittent drainageway that bisects the site drains north to the Calumet Union Drainage Canal and then to the Calumet River, a navigable water and is therefore subject to the regulation of this office. Lateral Extent of Jurisdiction (33 CFR 328 and 329): Ordinary High Water Mark indicated by: clear, natural line impressed on the bank destruction of terrestrial vegetation the presence of litter and debris shelving changes in the character of soil other: wetland boundary Basis for Declining Jurisdiction: Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7) Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria Area under consideration is not likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale] Confirmation of Wetland Boundaries This office concurs with your wetland delineation report dated December 1, 2005, prepared by Encap. Inc. This office does not confirm your wetland boundary Recommended by: Approved by: Date: Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary

from methods described in the Corps Wetland Delineation Manual (1987).

Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

**DISTRICT OFFICE: Chicago** 

FILE NUMBER:	,-								
REGULATORY PROJECT	MANAGE	R: Pa	aul Leffl	er	D	ate: July 19, 2	006		
PROJECT REVIEW/DETER			PLETE		In the offic e project si	- (	•		
PROJECT LOCATION INF State: County: Center coordinates Approximate size of Name of waterway SITE CONDITIONS:	of site by I f site/prop	atitude & erty (inclu				25 ac	95345 -87.708 net River Water		
Type of aquatic resource <sup>1</sup>	0-1 ac	1-3 ac	3-5 ac	5-10 a	10-25	ac 25-50 ac	> 50 ac	Linear feet	Unknown
Lake		$\Box$				$\neg \vdash \sqcap$		1000	П
River	TH	ΙĦ	I	一百一	一百	T T	TH		Ħ
Stream	一	一	<del>                                      </del>	一一	一百		一百		Ħ
Dry Wash	一百一	Ħ	Ħ	TH			H		H
Mudflat	TH -	<del>      -                                </del>	Ħ	一一	一片		<del>-       -   -   -   -   -   -   -   -  </del>		H
Sandflat	十百一	Ħ	H	TH-	一一百一		一日		H
Wetlands	TH		Ħ	一百	一百		一百一		TH .
Slough	<b>→</b> 〒 一	H	Ħ	TH	ᅥᆏ	- H			H
Prairie pothole	TH	tH -	Ħ	一百	<b>−</b>		- H		H
Wet meadow	$+ \exists -$	<del>                                     </del>	H	ᅥ片	一 一 一				H
Playa lake	+H	<del>      -   -   -   -   -   -   -   -   -</del>	H	ᅥ岩			$\dashv \exists -$		H
Vernal pool	+=	+	++-	ᆂ	ᅥ片	<del></del>	+ $=$		H
Natural pond	+H-	<del>      -   -   -   -   -   -   -   -   -</del>	H	<del>-                                    </del>	$\dashv \exists$	$\dashv \exists \lnot$	<b></b>		H
Other water (identify type)		H	H						
<sup>1</sup> Check appropriate boxes that b jurisdictional aquatic resource a		type of iso	lated, no				and best estima	te for size of	non-
Migratory Bird Rule Factors <sup>1</sup> :				If Know		If Unknown Use Best Pro	fessional Judgm	ent	
Is or would be used as habitat fo	r hirde prot	ected by		Yes	No	Predicted to Occur	Not Expected Occur		Able To Make termination
Migratory Bird Treaties?	r birus prot	ected by							
Is or would be used as habitat by cross state lines?	other migr	atory bird	s that						
Is or would be used as habitat fo	r endangere	d species?						$\boxtimes$	
Is used to irrigate crops sold in i								$\boxtimes$	
<sup>1</sup> Check appropriate boxes that b non-navigable, intra-state aquati			or appli	cability of	the Migrator	ry Bird Rule to	apply to onsite, i	non-jurisdict	ional, isolated,
TYPE OF DETERMINATION	N:				P	reliminary [	Or Approx	ved 🗵	
OPITIONAL ADDITIONAL rationale used to determine? connections; and paragraph	NJD, inclu	ding infor	mation	reviewed	to assess p	otential naviga			

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Wm. Krug, Inc. PROJECT LOCATION/WATERWAY: North of Diehl Road and West of Naperville Road in Naperville, DuPage County, Illinois PROJECT REVIEW COMPLETED: 

☐ Office ☐ Field FILE NUMBER: LRC-2006-802 Approved Jurisdictional Determination (JD) (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2) Based on available information: There are no waters on the project site. There are non-jurisdictional waters on the project site. There are waters of the United States on the project site. There are both waters of the United States and non-jurisdictional waters on the project site. **Basis of Jurisdictional Determination:** There are no jurisdictional waters of the United States present on the project site. The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1)) The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2)) The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5)) The presence of wetlands adjacent<sup>2</sup> (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7)) The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds). Other: Section 10 waterway. Information Reviewed ☑ U. S. Fish and Wildlife Service National Wetland Inventory: NAPERVILLE. U. S. Geological Survey Hydrologic Atlas: NAPERVILLE, HA 154. USDA Natural Resources Conservation Service Soil Survey for DuPage County. U. S. Geological Survey 7.5 Minute Topographic Maps: NAPERVILLE, 1993. U. S. Geological Survey 7.5 Minute Historic Quadrangles: U. S. Geological Survey 15 Minute Historic Quadrangles: Aerial Photographs (Name & Date): Advanced Identification Wetland Maps: DUPAGE COUNTY... Site Visit Conducted on: 2005 Other information: Rationale for Basis (applies to any boxes checked above): The two wetland areas along the north property boundary are considered isolated and therefore non-jurisdictional. Lateral Extent of Jurisdiction (33 CFR 328 and 329): Ordinary High Water Mark indicated by: clear, natural line impressed on the bank destruction of terrestrial vegetation the presence of litter and debris shelving changes in the character of soil other wetland boundary Basis for Declining Jurisdiction: ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7) Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale] Confirmation of Wetland Boundaries This office concurs with your wetland delineation report dated , prepared by This office does not confirm your wetland boundary. Date: 7-16-06 Recommended by: Approved by: Date: Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e.,

<sup>&#</sup>x27;Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>&</sup>lt;sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

# DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

FILE NUMBER: LRC-2006-767				
REGULATORY PROJECT MANAGER:	Diedra Willis	Date:	July 14, 200	06
PROJECT REVIEW/DETERMINATION C	COMPLETED:	In the office At the project site	(Y/N) (Y/N)	<b>Date:</b> July 14, 2006 <b>Date:</b> 2005
PROJECT LOCATION INFORMATION:				
State:			Illinois	
County:			DuPage	
Center coordinates of site by latitud	de & longitudin	al coordinates:	41.8441	026696 & -88.0685576077
Approximate size of site/property (			10.19	
Name of waterway or watershed:		·	DuPage	River

SITE CONDITIONS:

**DISTRICT OFFICE: Chicago** 

0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
	$\boxtimes$							
_								
	0-1 ac							

Migratory Bird Rule Factors <sup>1</sup> :	If Knov	vn	If Unknown Use Best Pro			
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination	
Is or would be used as habitat for birds protected by Migratory Bird Treaties?						
Is or would be used as habitat by other migratory birds that cross state lines?						
Is or would be used as habitat for endangered species?						
Is used to irrigate crops sold in interstate commerce?						
<sup>1</sup> Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, i non-navigable, intra-state aquatic resource area.						

Preliminary ☐ Or Approved ☒

## TYPE OF DETERMINATION:

U.S. Army Corps of Engineers, Chicago District

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APPLICANT: McHenry DOT PROJECT LOCATION/WATERWAY: Algonquin Road, McHen	ry Co.
FILE NUMBER: LRC-2006-686 PROJECT REVIEW COMPLETED: ☐ Office ☑ Field	
Approved Jurisdictional Determination (JD)(For sites regulated under 33 CFR 320-330). An appraction. (33 CFR 331.2). An approved JD is an appealable action. (33 CFR 331.2)  Based on available information:  There are no waters on the project site.  There are non-jurisdictional waters on the project site.  There are waters of the United States on the project site.  There are both waters of the United States and non-jurisdictional waters on the project	
Basis of Jurisdictional Determination:	
<ul> <li>□ There are no jurisdictional waters of the United States present on the project site.</li> <li>□ The presence of waters which are currently used, or were used in the past, or may be susce interstate or foreign commerce, including all waters which are subject to the ebb and flow of waters of the U.S.) (33 CFR 328.3(a)(1))</li> <li>□ The presence of interstate waters (including interstate wetlands¹). (33 CFR 328.3 (a)(2))</li> <li>□ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(7))</li> <li>□ The presence of wetlands adjacent² (bordering, contiguous, or neighboring) to interstate of except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))</li> <li>□ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermitt sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds)</li> <li>□ Other:</li> <li>□ Section 10 waterway.</li> </ul>	of the tide (i.e., navigable (a)(5)) or other waters of the US, tent streams), mudflats,
Information Reviewed	
<ul> <li>☑ U. S. Fish and Wildlife Service National Wetland Inventory: CRYSTAL LAKE.</li> <li>☑ U. S. Geological Survey Hydrologic Atlas: CRYSTAL LAKE, HA 253.</li> <li>☐ USDA National Resources Conservation Service Soil Survey for McHenry County.</li> <li>☑ U. S. Geological Survey 7.5 Minute Topographic Maps: CRYSTAL LAKE, 1992.</li> <li>☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles:</li></ul>	
Rationale for Basis (applies to any boxes checked above): Referencing the Wetland Technical Re 2005, as prepared by Planning Resources, Inc., Wolf Creek and Wetlands B and C are tributary to the jurisdictional under the Clean Water Act. Wetlands A, D, and E are isolated and not under the jurisdictional under the clean Water Act.	e Fox River and is
Lateral Extent of Jurisdiction (33 CFR 328 and 329):  Ordinary High Water Mark indicated by:  clear, natural line impressed on the bank the presence of litter and debris changes in the character of soil wetland boundary  destruction of terrestrial vegetation shelving other:	1
Basis for Declining Jurisdiction:	
<ul> <li>✓ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3</li> <li>✓ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migure Area under consideration is not likely have been jurisdictional under pre-SWANCC M</li> </ul>	gratory Bird Rule criteria
☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of Ho	Q rationale]
Confirmation of Wetland Boundaries  ☐ This office concurs with your wetland delineation report dated November 2, 2005, prepare Inc.  ☐ This office does not confirm your wetland boundary	-
Recommended by:	111/06
Recommended by: Date:	1.100
Approved by: Date:	
There are the larger and the second at the first of the first and the first of the first and the first of the	ing Manual (07 Manual) (i.e.

<sup>&</sup>lt;sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>&</sup>lt;sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Chicago FILE NUMBER: LRC-2006-0									
REGULATORY PROJECT N	//ANAGE	R: K	ate Bliss		Dat	e: 7/11/06			
PROJECT REVIEW/DETER  PROJECT LOCATION INFO State: County: Center coordinates of Approximate size of Name of waterway o SITE CONDITIONS:	ORMATION STATES IN STATES IN THE STATES IN T	ON: atitude & erty (inclu	longitue	At the	linates:		nte: 6/26/06 ry 583173311, - roject 25,000		15657
Type of aquatic resource <sup>1</sup>	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake	$\Box$	$\vdash \sqcap$	$\Box$	TD	$\neg$	$\neg \neg$	1	1000	
River	tĦ-	Ħ	Ħ	TH-	一一	- H	18		<del>     </del>
Stream	H	+=	H	<del>                                      </del>	ᅥ片	H	17		<del>                                      </del>
Dry Wash	H	+=	+=	ᅥH	$\dashv \exists -$		+=		H
Mudflat	+=	+=	H	++	$\dashv \exists \neg$		+=-	-	<del>                                     </del>
Sandflat	+=	+=	H	+H-		$\dashv \dashv \dashv -$	+=	-	+=
Wetlands	+∺	H	H	++-	<del></del>		++-		<del>│                                    </del>
Slough	<del>      -     -                          </del>	<del>       </del>	<del>      -   -   -   -   -   -   -   -   -</del>	<del>      -</del>	$\dashv \dashv$		++		++
	++-	<del>                                     </del>	++	++-		$\dashv  egthappy$	++	<del></del>	++
Prairie pothole		<del>                                     </del>			$\dashv  eg$		<b>┦</b>		<del>  -         -       -       -       -       -       -       -     -     -     -     -     -     -     -     -     -     -     -       -     -       -       -       -       -       -       -       -       -       -       -       -       -         -       -         -         -         -         -           -           -  </del>
Wet meadow	14-	<del>                                     </del>	14-	14-			<b>⊣</b> ⊢	_	14
Playa lake	14-	<b>↓</b>	14	14			<b>┦</b> ╏		14
Vernal pool	1 🗕	1 🗕					14—		14
Natural pond		<b>↓</b>	1 4				<u> </u>		14
Other water (identify type)	desemble	Euro of in	lated no		intro state		nd heat eatim	ata for size of	
<sup>1</sup> Check appropriate boxes that be jurisdictional aquatic resource ar		type of iso	iateu, no	n-navigable	, ilitra-state v	vater present a	nu best estim	ate for size of	
Migratory Bird Rule Factors¹:  If Known Use Best Professional Judgment									
				Yes	No	Predicted to Occur	Not Expected Occur		Able To Make termination
Is or would be used as habitat for Migratory Bird Treaties?	birds prot	ected by		$\boxtimes$					
Is or would be used as habitat by cross state lines?	other migr	atory bird	s that						
Is or would be used as habitat for	endangere	d species?		П					
Is used to irrigate crops sold in in				Ī			ă −		
¹Check appropriate boxes that be			or applic	ability of th	e Migratory	Bird Rule to a		non-jurisdic	tional, isolated.
non-navigable, intra-state aquatio			CLAN MICHELLER		eren er er til til 🚾 tir smedtelskille 🕏 (f.	omercan stranspropried (85), 250		STATE OF STA	norm north (Filiters vice) to to to 342,00 ft.
TYPE OF DETERMINATIO	N:				Pra	liminary 🗆	Or Appro	oved 🕅	

## APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT U.S. Army Corps of Engineers, Chicago District

APPLICANT: Paul Cook & Burt Siegel PROJECT LOCATION/WATERWAY: Southeast of the Intersection of Beith Road and South County Line Road in Shorewood, Will County, Illinois FILE NUMBER: LRC-2006-692 PROJECT REVIEW COMPLETED: ☑ Office ☐ Field
Approved Jurisdictional Determination (JD) (For Sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)  Based on available information:  There are no waters on the project site.  There are non-jurisdictional waters on the project site.  There are waters of the United States on the project site.  There are both waters of the United States and non-jurisdictional waters on the project site.
Basis of Jurisdictional Determination:
There are no jurisdictional waters of the United States present on the project site  The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))  The presence of interstate waters (including interstate wetlands¹). (33 CFR 328.3 (a)(2))  The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))  The presence of wetlands adjacent² (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))  The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).  Other:  Section 10 waterway.
Information Reviewed  U. S. Fish and Wildlife Service National Wetland Inventory: CHANNAHON U. S. Geological Survey Hydrologic Atlas: CHANNAHON, 362.  USDA Natural Resources Conservation Service Soil Survey for Will County. U. S. Geological Survey 7.5-Minute Topographic Maps: CHANNAHON, 1993. U. S. Geological Survey 7.5-Minute Historic Quadrangles: U. S. Geological Survey 15-Minute Historic Quadrangles: Aerials (Name & Date): Troy Township, 1997 Advanced Identification Wetland Maps: Site Visit Conducted on: Other information:
Rationale for Basis (applies to any boxes checked above): Wetland 1 located on the subject property is isolated and therefore not jurisdictional.
Lateral Extent of Jurisdiction (33 CFR 328 and 329):  Ordinary High Water Mark indicated by:  clear, natural line impressed on the bank the presence of litter and debris changes in the character of soil wetland boundary  destruction of terrestrial vegetation shelving other:
Basis for Declining Jurisdiction:
<ul> <li>✓ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)</li> <li>✓ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria</li> <li>✓ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria</li> </ul>
Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]
Confirmation of Wetland Boundaries  This office concurs with your wetland delineation report dated This office does not confirm your wetland boundary  This office does not confirm your wetland boundary
Recommended by: Date: // \ullet u lo 6
Recommended by:
Westerds are identified and delicented using the methods and missing problems of the Course Westerd Policentine Manual (67 Manual) (1

Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology) Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>&</sup>lt;sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

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#### INFORMATION SHEET

DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Chicago FILE NUMBER: LRC-2006-2006-692				
REGULATORY PROJECT MANAGER:	Melyssa Navis	Date:		
PROJECT REVIEW/DETERMINATION	•	In the office Y At the project site	(Y/N) (Y/N)	Date: 10 July 2006 Date:
PROJECT LOCATION INFORMATION				
State:			Illinois	
County:			Will	
Center coordinates of site by latit Approximate size of site/property			41 29' 5	0.29 & 88 15' 4.94

Name of waterway or watershed:

SITE CONDITIONS:

Type of aquatic resource <sup>1</sup>	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mudflat									
Sandflat									
Wetlands									
Slough									
Prairie pothole									
Wet meadow									
Playa lake									
Vernal pool									
Natural pond									П
Other water (identify type)									
¹Check appropriate boxes that	- describe	type of ice	leted non	novigable i	ntra etata wai	ter present as	nd heet estim	ate for size o	fnon

Migratory Bird Rule Factors <sup>1</sup> :	If I	Known	If Unknown Use Best Professional Judgment			
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination	
Is or would be used as habitat for birds protected by Migratory Bird Treaties?						
Is or would be used as habitat by other migratory birds that cross state lines?						
Is or would be used as habitat for endangered species?					$\boxtimes$	
Is used to irrigate crops sold in interstate commerce?						
<sup>1</sup> Check appropriate boxes that best describe potential for appl non-navigable, intra-state aquatic resource area.	icability of	the Migrato	ry Bird Rule to	apply to onsite, non-	-jurisdictional, isolated,	

Preliminary Or Approved

#### TYPE OF DETERMINATION:

OPITIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce

connections; and paragraph 4 - site information on waters of the U.S. occurring onsite):

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Jacob & Hefner Associates PROJECT LOCATION/WATERWAY: Lake County
FILE NUMBER: LRC-2006-842 PROJECT REVIEW COMPLETED: MOTICE Field
Approved Jurisdictional Determination (JD) (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)  Based on available information:  There are no waters on the project site.  There are non-jurisdictional waters on the project site.  There are waters of the United States on the project site.  There are both waters of the United States and non-jurisdictional waters on the project site.
Basis of Jurisdictional Determination:
There are no jurisdictional waters of the United States present on the project site.  The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))  The presence of interstate waters (including interstate wetlands¹). (33 CFR 328.3 (a)(2))  The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))  The presence of wetlands adjacent² (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))  The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).  Other:  Section 10 waterway.
Information Reviewed  U. S. Fish and Wildlife Service National Wetland Inventory: LIBERTYVILLE.
<ul> <li>□ U. S. Geological Survey Hydrologic Atlas: LIBERTYVILLE, HA 88.         USDA Natural Resources Conservation Service Soil Survey for Lake County.         □ U. S. Geological Survey 7.5 Minute Topographic Maps: LIBERTYVILLE, 1993         □ U. S. Geological Survey 7.5 Minute Historic Quadrangles:</li></ul>
Rationale for Basis (applies to any boxes checked above): Wetland 1 does not exhibit a surface water connection to a navigable waterway and is therefore not subject to Department of the Army regulationsl
Lateral Extent of Jurisdiction (33 CFR 328 and 329):  Ordinary High Water Mark indicated by:  clear, natural line impressed on the bank the presence of litter and debris changes in the character of soil wetland boundary  destruction of terrestrial vegetation shelving other
Basis for Declining Jurisdiction:
Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)  Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria  Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]  Confirmation of Wetland Boundaries
This office concurs with your wetland delineation report dated , prepared by
Recommended by:
Approved by: Date:
Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e.,

<sup>&</sup>lt;sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>&</sup>lt;sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Chicago FILE NUMBER: LRC-2006-842				
REGULATORY PROJECT MANAGER:	Kimberly Fisher	Date:	7/7/2006	
PROJECT REVIEW/DETERMINATION CO		In the office Y he project site	(Y/N) (Y/N)	Date: 7/7/2006 Date:
PROJECT LOCATION INFORMATION:		. •	` '	
State:			Illinois	
County:			Lake	
Center coordinates of site by latitude	& longitudinal co	ordinates:	42.25501	13, -87.984497
Approximate size of site/property (inc			10	•
Name of waterway or watershed:		,	Des Plair	nes River
SITE CONDITIONS:				

Type of aquatic resource <sup>1</sup>	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mudflat			T d						
Sandflat									
Wetlands									
Slough		$\Box$	T			T T			
Prairie pothole		15		Ħ					
Wet meadow		TITI	In	İΠ					
Playa lake		1E	Ī	П	17	15-	T T		Ti
Vernal pool		TE	Ħ	Ħ	TH	Ti	T T		16
Natural pond		一百	16	Ħ	T	T T	THE T		15
Other water (identify type)			Ö						
	-								

Migratory Bird Rule Factors <sup>1</sup> :	If Knov	vn	If Unknown Use Best Professional Judgment			
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination	
Is or would be used as habitat for birds protected by Migratory Bird Treaties?						
Is or would be used as habitat by other migratory birds that cross state lines?						
Is or would be used as habitat for endangered species?						
Is used to irrigate crops sold in interstate commerce?						
<sup>1</sup> Check appropriate boxes that best describe potential for appl non-navigable, intra-state aquatic resource area.	icability of	f the Migrat	ory Bird Rule to	apply to onsite, non-	jurisdictional, isolated	

## TYPE OF DETERMINATION:

Preliminary ☐ Or Approved ☒

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Sunstone Home Builders PROJECT LOCATION/WATERWAY: McHenry County
FILE NUMBER: LRC-2006-799 PROJECT REVIEW COMPLETED: ☑ Office ☐ Field
Approved Jurisdictional Determination (JD)(For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2). An approved JD is an appealable action. (33 CFR 331.2)  Based on available information:  There are no waters on the project site.  There are non-jurisdictional waters on the project site.  There are waters of the United States on the project site.  There are both waters of the United States and non-jurisdictional waters on the project site.
Basis of Jurisdictional Determination:
<ul> <li>□ There are no jurisdictional waters of the United States present on the project site.</li> <li>□ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))</li> <li>□ The presence of interstate waters (including interstate wetlands¹). (33 CFR 328.3 (a)(2))</li> <li>□ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))</li> <li>□ The presence of wetlands adjacent² (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))</li> <li>□ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).</li> <li>□ Other:</li> </ul>
Section 10 waterway.
Information Reviewed  ☐ U. S. Fish and Wildlife Service National Wetland Inventory: ☐ U. S. Geological Survey Hydrologic Atlas: HEBRON, HA 363. ☐ USDA National Resources Conservation Service Soil Survey for McHenry County. ☐ U. S. Geological Survey 7.5 Minute Topographic Maps: HEBRON, 1963. ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: ☐ Aerial Photographs (Name & Date):2001, 1939 ☐ Advanced Identification Wetland Maps: MCHENRY COUNTY ☐ Site Visit Conducted on: ☐ Other information: NRCS Swampbuster Map, FEMA FIRM map
Rationale for Basis (applies to any boxes checked above): Wetland 1 does not exhibit a surface water connection to a navigable waterway, and is therefore not subject to Department of the Army regulations.
Lateral Extent of Jurisdiction (33 CFR 328 and 329):  Ordinary High Water Mark indicated by:  clear, natural line impressed on the bank the presence of litter and debris changes in the character of soil wetland boundary  destruction of terrestrial vegetation shelving other:
Basis for Declining Jurisdiction:
☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7) ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria ☐ Area under consideration is <u>not</u> likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]
Confirmation of Wetland Boundaries  ☐ This office concurs with your wetland delineation report dated ☐ This office does not confirm your wetland boundary  ☐ This office does not confirm your wetland boundary
Recommended by:
Recommended by: Date: $6-23-2006$ Approved by: $-5-$ Date: $7-4/-2006$
Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary

occurrence or hydrophytic vegetation, nydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may va from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also

Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

FILE NUMBER: LRC-2006-799					
REGULATORY PROJECT MANAGER:	Kim Fisher	Da	ite: 6-23-2006		
PROJECT REVIEW/DETERMINATION CO	OMPLETED:	In the office At the project sit	• /	Date: 6-23 Date:	3-2006
PROJECT LOCATION INFORMATION:			, ,		
State:			Illinois		
County:			McHenr	у	
Center coordinates of site by latitude	e & longitudin	al coordinates:	42.4670	, -88.4452	
Approximate size of site/property (ir			29		
Name of waterway or watershed:			Upper F	ox River	
SITE CONDITIONS:					
Type of aquatic resource 0-1 ac 1-3 a	c 3-5 ac	5-10 ac 10-25 a	ac 25-50 ac	> 50 ac	Linear

DISTRICT OFFICE: Chicago

Type of aquatic resource	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mudflat									
Sandflat									
Wetlands									
Slough									
Prairie pothole									
Wet meadow									
Playa lake									
Vernal pool									
Natural pond									
Other water (identify type)									
¹Check appropriate boxes that	-								

Migratory Bird Rule Factors <sup>1</sup> :	If Knov	vn	If Unknown Use Best Professional Judgment			
and the control of th	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination	
Is or would be used as habitat for birds protected by Migratory Bird Treaties?						
Is or would be used as habitat by other migratory birds that cross state lines?						
Is or would be used as habitat for endangered species?						
Is used to irrigate crops sold in interstate commerce?				$\boxtimes$		
<sup>1</sup> Check appropriate boxes that best describe potential for appl non-navigable, intra-state aquatic resource area.	icability of	f the Migrat	ory Bird Rule to	apply to onsite, non-	jurisdictional, isolated,	

## TYPE OF DETERMINATION: Preliminary ☐ Or Approved ☒

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Robert Jackman PROJECT LOCATION/WATERWAY: Northeast of the Intersection of Old Monee Road and Knacke Road in Cretc, Will County, Illinois FILE NUMBER: 200600173 (LRC-2006-13994) PROJECT REVIEW COMPLETED: ☑ Office ☐ Field
Approved Jurisdictional Determination (JD) (For Sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)  Based on available information:  There are no waters on the project site.  There are non-jurisdictional waters on the project site.  There are waters of the United States on the project site.  There are both waters of the United States and non-jurisdictional waters on the project site.
Basis of Jurisdictional Determination:
There are no jurisdictional waters of the United States present on the project site.  The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))  The presence of interstate waters (including interstate wetlands¹). (33 CFR 328.3 (a)(2))  The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))  The presence of wetlands adjacent² (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent or other wetlands. (33 CFR 328.3 (a)(7))  The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).  Other:  Section 10 waterway
Information Reviewed
<ul> <li>☑ U. S. Fish and Wildlife Service National Wetland Inventory: STEGER.</li> <li>☑ U. S. Geological Survey Hydrologic Atlas: STEGER, 209.</li> <li>☑ USDA Natural Resources Conservation Service Soil Survey for Will County</li> <li>☑ U. S. Geological Survey 7.5-Minute Topographic Maps: STEGER, 1990.</li> <li>☐ U. S. Geological Survey 7.5-Minute Historic Quadrangles:</li> <li>☐ U. S. Geological Survey 15-Minute Historic Quadrangles:</li> <li>☐ Aerials (Name &amp; Date): Crete, 1997</li> <li>☐ Advanced Identification Wetland Maps:</li> <li>☐ Site Visit Conducted on: July 19, 2006</li> <li>☐ Other information:</li> </ul>
Rationale for Basis (applies to any boxes checked above): Wetland 1 drains into Deer Creek. Deer Creek flows into North Creek which then discharges into the Little Calumet River. The Little Calumet River flows into the Calumet River, a navigable waters of the U.S. Farmed Wetland 1, Farmed Wetland 2 and Wetland 2 are isolated and therefore not jurisdictional.
Lateral Extent of Jurisdiction (33 CFR 328 and 329):  Ordinary High Water Mark indicated by:  clear, natural line impressed on the bank the presence of litter and debris shelving changes in the character of soil ther:  wetland boundary destruction of terrestrial vegetation shelving other:
Basis for Declining Jurisdiction:
Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328 3(a)(7)  Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria  Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]
Confirmation of Wetland Boundaries  ☐ This office concurs with your wetland delineation report dated July 19, 2005, prepared by Encap ☐ This office does not confirm your wetland boundary
Recommended by: Date:
Recommended by:  Date: fulo 6  Approved by:  Date: Traces

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

FILE NUMBER: 200600173				
REGULATORY PROJECT MANAGER:	Melyssa Navi	S Date:	5 Jul 2006	
PROJECT REVIEW/DETERMINATION C	OMPLETED:	In the office At the project site Y	(Y/N) (Y/N)	Date: Date: 19 Jul 2006
PROJECT LOCATION INFORMATION:				
State:			Illinois	
County:			Will	
Center coordinates of site by latitud Approximate size of site/property (i Name of waterway or watershed:			41 25.51	.59 & 87 39 26.29
SITE CONDITIONS:				

**DISTRICT OFFICE: Chicago** 

0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
	16							
							100000	
				70				

Migratory Bird Rule Factors¹:	If	Known	If Unknown Use Best Professional Judgment				
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination		
Is or would be used as habitat for birds protected by Migratory Bird Treaties?							
Is or would be used as habitat by other migratory birds that cross state lines?							
Is or would be used as habitat for endangered species?							
Is used to irrigate crops sold in interstate commerce?							
<sup>1</sup> Check appropriate boxes that best describe potential for appl non-navigable, intra-state aquatic resource area.	icability of	the Migrato	ry Bird Rule to	apply to onsite, non-			

	<u> </u>	
TYPE OF DETERMINATION:	Preliminary 🗆	Or Approved 🛛

## APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT U.S. Army Corps of Engineers, Chicago District

APPLICANT: Hartz Construction PROJECT LOCATION/WATERWAY: Located South of Laraway Road and East of Cherry Hill Road in New Lenox, Will County, Illinois FILE NUMBER: LRC-2006-589 PROJECT REVIEW COMPLETED: ☑ Office ☐ Field
Approved Jurisdictional Determination (JD) (For Sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)  Based on available information:  There are no waters on the project site.  There are non-jurisdictional waters on the project site.  There are waters of the United States on the project site.  There are both waters of the United States and non-jurisdictional waters on the project site.
Basis of Jurisdictional Determination:
<ul> <li>□ There are no jurisdictional waters of the United States present on the project site.</li> <li>□ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))</li> <li>□ The presence of interstate waters (including interstate wetlands¹). (33 CFR 328.3 (a)(2))</li> <li>□ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))</li> <li>□ The presence of wetlands adjacent² (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))</li> <li>□ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).</li> <li>□ Other:</li> <li>□ Section 10 waterway.</li> </ul>
Information Reviewed
<ul> <li>☑ U. S. Fish and Wildlife Service National Wetland Inventory: ELWOOD.</li> <li>☑ U. S. Geological Survey Hydrologic Atlas: ELWOOD, 254.</li> <li>☑ USDA Natural Resources Conservation Service Soil Survey for Will County</li> <li>☑ U. S. Geological Survey 7.5-Minute Topographic Maps: ELWOOD, 1993.</li> <li>☐ U. S. Geological Survey 7.5-Minute Historic Quadrangles:</li></ul>
Rationale for Basis (applies to any boxes checked above): The farmed wetland located on the subject property is isolated and therefore not jurisdictional.
Lateral Extent of Jurisdiction (33 CFR 328 and 329):  Ordinary High Water Mark indicated by:  clear, natural line impressed on the bank the presence of litter and debris changes in the character of soil wetland boundary  destruction of terrestrial vegetation shelving other:
Basis for Declining Jurisdiction:
<ul> <li>✓ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)</li> <li>✓ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria</li> <li>✓ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria</li> </ul>
☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]
Confirmation of Wetland Boundaries  This office concurs with your wetland delineation report dated This office does not confirm your wetland boundary  This office does not confirm your wetland boundary
Recommended by: Date: 6 44/06
Approved by: ORIGINAL SIGNED Date:
Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e.,

occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>&</sup>lt;sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

FILE NUMBER: LRC-200	6-589								
REGULATORY PROJECT	Γ MANAGEI	R: M	elyssa Navi	is	Date:	6 Jul 2006			
PROJECT REVIEW/DETE	ERMINATIO	N COM	PLETED:		the office Y	(Y/N) (Y/N)	Date: 6 Ju	ıl 2006	
PROJECT LOCATION IN	FORMATIC	N:		-	•	, ,			
State:						Illinois			
County: Center coordinate Approximate size Name of waterway SITE CONDITIONS:	of site/prope	rty (inclu				41 28' 4	2.92 & 87 5	1 37.69	
Type of aquatic resource1	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream						П			

Farmed Wetlands

¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Preliminary ☐ Or Approved ☒

Migratory Bird Rule Factors¹:	If F	Known	If Unknown Use Best Professional Judgment				
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination		
Is or would be used as habitat for birds protected by Migratory Bird Treaties?							
Is or would be used as habitat by other migratory birds that cross state lines?							
Is or would be used as habitat for endangered species?							
Is used to irrigate crops sold in interstate commerce?							
<sup>1</sup> Check appropriate boxes that best describe potential for appl non-navigable, intra-state aquatic resource area.	icability of	the Migrato	ry Bird Rule to	apply to onsite, non-	jurisdictional, isolated		

#### TYPE OF DETERMINATION:

 **DISTRICT OFFICE: Chicago** 

Dry Wash
Mudflat
Sandflat
Wetlands
Slough
Prairie pothole
Wet meadow
Playa lake
Vernal pool

Natural pond

Other water (identify type)

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Jerry DeLaurintis PROJECT LOCATION/WATERWAY: McHenry County
FILE NUMBER: LRC-2006-765 PROJECT REVIEW COMPLETED: ☑ Office ☑ Field
Approved Jurisdictional Determination (JD)(For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2). An approved JD is an appealable action. (33 CFR 331.2)  Based on available information:  There are no waters on the project site.  There are non-jurisdictional waters on the project site.  There are waters of the United States on the project site.  There are both waters of the United States and non-jurisdictional waters on the project site.
Basis of Jurisdictional Determination:
<ul> <li>□ There are no jurisdictional waters of the United States present on the project site.</li> <li>□ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))</li> <li>□ The presence of interstate waters (including interstate wetlands¹). (33 CFR 328.3 (a)(2))</li> <li>□ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))</li> <li>□ The presence of wetlands adjacent² (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))</li> <li>□ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).</li> <li>□ Other:</li> <li>□ Section 10 waterway.</li> </ul>
Information Reviewed  □ U. S. Fish and Wildlife Service National Wetland Inventory: WAUCONDA  □ U. S. Geological Survey Hydrologic Atlas: WAUCONDA, HA 207.  USDA National Resources Conservation Service Soil Survey for McHenry County.  □ U. S. Geological Survey 7.5 Minute Topographic Maps: WAUCONDA, 1993.  □ U. S. Geological Survey 7.5 Minute Historic Quadrangles:  □ U. S. Geological Survey 15 Minute Historic Quadrangles: GRAYSLAKE, 1960.  □ Aerial Photographs (Name & Date):1393, 1999, 2002  □ Advanced Identification Wetland Maps: MCHENRY COUNTY  □ Site Visit Conducted on: 6/26/2006  □ Other information: FEMA FIRM map
Rationale for Basis (applies to any boxes checked above): The excavated pond does not exhibit a surface water connection to a navigable wateway and is not subject to Department of the Army regulations. The ditch on the northern portion of the subject property exists in hydric soil mapped as Dunham silty clay loam (523A), and drains west through a pond and wetland complex (ADID High habitat U498) that drains to Cotton Creek, which drains to the Fox River, a navigable waterway.
Lateral Extent of Jurisdiction (33 CFR 328 and 329):  Ordinary High Water Mark indicated by:  Clear, natural line impressed on the bank the presence of litter and debris changes in the character of soil wetland boundary  destruction of terrestrial vegetation shelving other:
Basis for Declining Jurisdiction:
<ul> <li>✓ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)</li> <li>✓ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria</li> <li>✓ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria</li> <li>✓ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]</li> </ul>
Confirmation of Wetland Boundaries  ☐ This office concurs with your wetland delineation report dated ☐ This office does not confirm your wetland boundary  ☐ This office does not confirm your wetland boundary
Recommended by:  Date: 7/6/06  Approved by:  Western to any identified and delineated using the methods and gritaria anythicked in the Sea Western Delineation Menual (97 Manual) (10 and 10 any 10 and 10 any 10 and 10 any 10 an
Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>&</sup>lt;sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

## DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

REGULATORY PROJECT MANAGER:	Kim Fisher	Date:	Date: 7/6/2006				
PROJECT REVIEW/DETERMINATION C	OMPLETED:	In the office Y At the project siteY	. ,	Date: 7/6/2006 Date: 6/26/2006			
PROJECT LOCATION INFORMATION:		• •	,				
State:			Illin	ois			
County:			McF	len <b>r</b> y			
Center coordinates of site by latitud	e & longitudin	al coordinates:	42.2	7076, 88.19958			
Approximate size of site/property (i			2.3				
Name of waterway or watershed:	<b>u</b> .		Upp	er Fox			

SITE CONDITIONS:

**DISTRICT OFFICE: Chicago** FILE NUMBER: LRC-2006-765

Type of aquatic resource <sup>1</sup>	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mudflat									
Sandflat									
Wetlands					18				
Slough									
Prairie pothole									
Wet meadow					18				
Playa lake		Ī	TĒ		TFI				
Vernal pool		T	1百一	İΠ	18	17	T T		Ħ
Natural pond		T	16	T T	† <del>  </del>	TF	T		TH
Other water (identify type)			16	T		To			
	_	V							
¹Check appropriate boxes that	hest describe	type of iso	lated non	navigable i	ntra_etate wat	er present ar	d heet estim	ate for size of	f non-

Preliminary ☐ Or Approved ☒

If Know	'n	If Unknown Use Best Professional Judgment				
Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination		
		Yes No	Use Best Pro Yes No Predicted to Occur  □ □ □ ⊠	Use Best Professional Judgment  Yes No Predicted Not Expected to to Occur Occur		

#### TYPE OF DETERMINATION;

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Toll Brothers, Inc. PROJECT LOCATION/WATERWAY: South of Old Orchard Road In Skokie, Illinois (SW 1/4 of Section 9, T41N, R13E) PROJECT REVIEW COMPLETED: ☐ Office ☐ Field FILE NUMBER: LRC-2006-752111 Approved Jurisdictional Determination (JD) (For Sites regulated under 33 CFR 320-330), An approved JD is an appealable action. (33 CFR 331.2) Based on available information: There are no waters on the project site. There are non-jurisdictional waters on the project site. ☐ There are waters of the United States on the project site. There are both waters of the United States and non-jurisdictional waters on the project site. Basis of Jurisdictional Determination: There are no jurisdictional waters of the United States present on the project site. The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1)) The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2)) The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5)) The presence of wetlands adjacent<sup>2</sup> (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7)) The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds). Other: Section 10 waterway. Information Reviewed U. S. Fish and Wildlife Service National Wetland Inventory: U. S. Geological Survey Hydrologic Atlas: ☐ USDA Natural Resources Conservation Service Soil Survey for Cook County. U. S. Geological Survey 7.5 Minute Topographic Maps: U. S. Geological Survey 7.5 Minute Historic Quadrangles: U. S. Geological Survey 15 Minute Historic Quadrangles: Aerials (Name & Date): Advanced Identification Wetland Maps: Site Visit Conducted on: June 20, 2006 Other information: Rationale for Basis (applies to any boxes checked above): Lateral Extent of Jurisdiction (33 CFR 328 and 329): Ordinary High Water Mark indicated by: clear, natural line impressed on the bank destruction of terrestrial vegetation the presence of litter and debris shelving changes in the character of soil other: wetland boundary **Basis for Declining Jurisdiction:** ☐ Unable to confirm the presence of waters listed in 33 CFR 328 3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7) Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria Area under consideration is not likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale] Confirmation of Wetland Boundaries This office concurs with your wetland delineation report dated , prepared by This office does not confirm your wetland boundary. Recommended by: Approved by: Date: Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e.,

<sup>&</sup>lt;sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>&</sup>lt;sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

REGULATORY PROJECT	MANAGE	<b>R</b> : P	aul Leffle	Г	I	Date:	July 5, 200	06			
PROJECT REVIEW/DETE	RMINATI	ON COM	PLETED		n the offi		(Y/N) (Y/N)	Date: Date: June 2	0. 2006		
PROJECT LOCATION INF State: County: Center coordinates Approximate size o Name of waterway SITE CONDITIONS:	of site by l	atitude & erty (incl	: longitud uding upl	inal coor	dinates:		Illinois Cook 42.062 10 ac		0432		
Type of aquatic resource <sup>1</sup>	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25	5 ac	25-50 ac	> 50 ac	Linear feet	Un	known
Lake	П		IIIIIIIIII		$\neg$		П		1000	П	
River								15		Ī	
Stream											
Dry Wash											
Mudflat			10								
Sandflat											
Wetlands	T	T	一	一							
Slough			T T				T				
Prairie pothole											
Wet meadow											
Playa lake											
Vernal pool											
Natural pond											
Other water (identify type)	-										
Check appropriate boxes that l jurisdictional aquatic resource a		type of iso	olated, non	-navigabl	e, intra-sta	te wat	er present	and best estim	ate for size	of non-	
•											
Migratory Bird Rule Factors <sup>1</sup> :				If Known			Unknown se Best Prof	fessional Judg	ment		
				Yes	No	Pr	edicted Occur	Not Expecte Occur	d to N	ot Able T Determi	
Is or would be used as habitat fo Migratory Bird Treaties?						×					
Is or would be used as habitat b cross state lines? Is or would be used as habitat fo		102									
to an energial be used as babitant for	r endangere	d species?		П							

OPITIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 — site conditions; paragraphs 2-3 — rationale used to determine NJD. including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 — site information on waters of the U.S. occurring onsite):

TYPE OF DETERMINATION:

Preliminary ☐ Or Approved ☒

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Thomas Ropers PROJECT LOCATION/WATERWAY: Lake County

FILE NUMBER: LRC-2006-624 PROJECT REVIEW COMPLETED: M Office MField
Approved Jurisdictional Determination (JD) (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)
Based on available information:
There are no waters on the project site.
There are non-jurisdictional waters on the project site.
There are waters of the United States on the project site.
☐ There are both waters of the United States and non-jurisdictional waters on the project site.
Basis of Jurisdictional Determination:
There are no jurisdictional waters of the United States present on the project site
The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport
interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable water
of the U.S.) (33 CFR 328.3(a)(1))
The presence of interstate waters (including interstate wetlands <sup>1</sup> ). (33 CFR 328.3 (a)(2))
The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))  The presence of wetlands adjacent <sup>2</sup> (bordering, contiguous, or neighboring) to interstate or other waters of the US,
except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats,
sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
Other:
Section 10 waterway.
Information Reviewed
U. S. Fish and Wildlife Service National Wetland Inventory: FOX LAKE
U. S. Geological Survey Hydrologic Atlas: FOX LAKE, HA 151.
USDA Natural Resources Conservation Service Soil Survey for Lake County.
☑ U. S. Geological Survey 7.5 Minute Topographic Maps: FOX LAKE, 1993.
U. S. Geological Survey 7.5 Minute Historic Quadrangles: GRAYSLAKE, 1960
U. S. Geological Survey 15 Minute Historic Quadrangles: GRAYSLAKE: 1920.
Aerials (Name & Date):2004, 2005
Advanced Identification Wetland Maps: LAKE COUNTY.
<ul> <li>Site Visit Conducted on: 6/14/2006</li> <li>Other information: FEMA FIRM map</li> </ul>
Other information: FEMA FIRM map
Rationale for Basis (applies to any boxes checked above): Isolated wetlands may exist on the subject property, however they do not exhibit a surface water connection to a navigable waterway and are therefore not subject to Department of the Army regulations.
Lateral Extent of Jurisdiction (33 CFR 328 and 329):
Ordinary High Water Mark indicated by:
clear, natural line impressed on the bank destruction of terrestrial vegetation
the presence of litter and debris shelving
changes in the character of soil other
wetland boundary
Basis for Declining Jurisdiction:
☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
The and consideration is not takely have been jurisdictional under pre-5 177.1100 in Blackly 1710 februaries
Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]
Confirmation of Wetland Boundaries
This office concurs with your wetland delineation report dated , prepared by
☐ This office does not confirm your wetland boundary
Recommended by: Date:
Recommended by: Date: 1/5/2006
Approved by: ORIGINAL SIGNED Date:
Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e.,
occurrence of hydrophytic vegetation, hydric soils and wetland hydrology. Processes for determining wetlands on agricultural lands may vary
from methods described in the Corps Wetland Delineation Manual 1987;

<sup>&</sup>lt;sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

# DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

REGULATORY PROJECT	Γ MANAGE	R: Ki	Kimberly Fisher			Date: 7/5/2006			
PROJECT REVIEW/DETI	ERMINATIO	ON COMI	PLETED		the office Y roject siteY		Date: Date: 6/14/20	006	
PROJECT LOCATION IN	FORMATIC	ON:				()			
State:						Illin	ois		
County:						Lake	9		
Center coordinate	s of site by la	atitude & :	longitudi	nal coordi	nates:	42.4	9489, 88.1316	6	
Approximate size						5	,		
Name of waterway			0 1		,	Upp	er Fox River		
SITE CONDITIONS:	,					- FF			
Type of aquatic resource <sup>1</sup>	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50	ac > 50 ac	Linear feet	
Lake		in i		П		TT			
River			П		16	16		_	

Type of aquatic resource <sup>1</sup>	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mudflat						To the	16		
Sandflat									
Wetlands							10		
Slough									
Prairie pothole									
Wet meadow				10					
Playa lake									
Vernal pool									
Natural pond									
Other water (identify type)									
	-								

No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination
		П	
		_	ш
			$\boxtimes$
	□ □ Migrator		

Preliminary ☐ Or Approved ⊠

## TYPE OF DETERMINATION:

DISTRICT OFFICE: Chicago FILE NUMBER: LRC-2006-624

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Orleans Homes PROJECT LOCATION/WATERWAY: 96.65-Acre Parcel Located South of Caton Farm Road and West of Gaylord Road in Joliet, Will County, Illinois FILE NUMBER: LRC-2006-644 PROJECT REVIEW COMPLETED: ☑ Office ☑ Field
Approved Jurisdictional Determination (JD) (For Sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)  Based on available information:  There are no waters on the project site.  There are non-jurisdictional waters on the project site.  There are waters of the United States on the project site.  There are both waters of the United States and non-jurisdictional waters on the project site.
Basis of Jurisdictional Determination:
<ul> <li>□ There are no jurisdictional waters of the United States present on the project site.</li> <li>□ The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))</li> <li>□ The presence of interstate waters (including interstate wetlands¹). (33 CFR 328.3 (a)(2))</li> <li>□ The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))</li> <li>□ The presence of wetlands adjacent² (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))</li> <li>□ The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).</li> <li>□ Other:</li> <li>□ Section 10 waterway.</li> </ul>
Information Reviewed
<ul> <li>☑ U. S. Fish and Wildlife Service National Wetland Inventory: PLAINFIELD.</li> <li>☑ U. S. Geological Survey Hydrologic Atlas: PLAINFIELD, 228.</li> <li>☑ USDA Natural Resources Conservation Service Soil Survey for Will County.</li> <li>☑ U. S. Geological Survey 7.5-Minute Topographic Maps: PLAINFIELD, 1993</li> <li>☑ U. S. Geological Survey 7.5-Minute Historic Quadrangles:</li></ul>
Rationale for Basis (applies to any boxes checked above): ". Farmed Wetland 1 is isolated and therefore not jurisdictional. Wetland 2 drains across Oak Ridge Drive via culverts into a wetland complex that is hydrologically connected to Rock Run. Rock Run drains into the DuPage River then discharges into the Des Plaines River, a navigable waters of the U.S.
Lateral Extent of Jurisdiction (33 CFR 328 and 329):  Ordinary High Water Mark indicated by:  clear, natural line impressed on the bank the presence of litter and debris changes in the character of soil wetland boundary  destruction of terrestrial vegetation shelving other:
Basis for Declining Jurisdiction:
<ul> <li>☑ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)</li> <li>☑ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria</li> <li>☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria</li> </ul>
Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]
Confirmation of Wetland Boundaries  ☐ This office concurs with your wetland delineation report dated January 26, 2006, prepared by ☐ This office does not confirm your wetland boundary
Recommended by:
Approved by:  Date: 25 TG CC
Watlands are identified and delineated using the methods and criteria established in the Corns Watland Delineation Manual (97 Manual) (i.e.

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

FILE NUMBER: LRC-2006-644				
REGULATORY PROJECT MANAGER:	Melyssa Navi	Date:	25 July 200	)6
PROJECT REVIEW/DETERMINATION C	OMPLETED:	In the office At the project site Y	(Y/N) (Y/N)	Date: 28 Apr 2006
PROJECT LOCATION INFORMATION:		• •	` ,	•
State:			Illinois	
County:			Will	
Center coordinates of site by latitud Approximate size of site/property (i Name of waterway or watershed:			41 33' 36	6.38 & 88 09 1.57
SITE CONDITIONS:				

Type of aquatic resource <sup>1</sup>	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mudflat									
Sandflat									
Wetlands									
Slough									
Prairie pothole									
Wet meadow									
Playa lake		16					16		
Vernal pool		10	$\dagger \Box =$				15-		
Natural pond			1 🗖 🗆	16	16	TĒ ─	T		
Other water (identify type)	_								
¹Check appropriate boxes that b		type of iso	lated, non	-nav <del>i</del> gable, i	ntra-state wat	ter present ai	nd best estim	ate for size o	f non-

If Known			If Unknown Use Best Professional Judgment				
Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination			
				$\boxtimes$			
			to Occur				

Preliminary ☐ Or Approved ⊠

## TYPE OF DETERMINATION:

**DISTRICT OFFICE: Chicago** 

## **APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT** U.S. Army Corps of Engineers, Chicago District

APPLICANT: R.M. Swanson and Assoc.	PROJECT LOCATION/WATERWAY: Lake Forest/Chicago River
FILE NUMBER: 200200307	PROJECT REVIEW COMPLETED: ☑ Office ☐Field
action. (33 CFR 331.2)  Based on available information:  There are no waters on the project  There are non-jurisdictional waters  There are waters of the United Stat	on the project site.
Basis of Jurisdictional Determination:	
☐ The presence of waters which are curre interstate or foreign commerce, including all of the U.S.) (33 CFR 328.3(a)(1)) ☐ The presence of interstate waters (including all of the U.S.) (33 CFR 328.3(a)(1)) ☐ The presence of a tributary to an interstate waters (including the presence of wetlands adjacent 2 (but it is presence of the presence of an isolated water (e.g.)	the United States present on the project site.  The entity used, or were used in the past, or may be susceptible for use to transport a waters which are subject to the ebb and flow of the tide (i.e., navigable waters using interstate wetlands <sup>1</sup> ). (33 CFR 328.3 (a)(2)) tate water or other water of the US. (33 CFR 328.3 (a)(5)) cordering, contiguous, or neighboring) to interstate or other waters of the US, other wetlands. (33 CFR 328.3 (a)(7)), intrastate lakes, rivers, streams (including intermittent streams), mudflats, tholes, wet meadows, playa lakes, or natural ponds).
Information Reviewed	
U. S. Geological Survey Hydrolog USDA Natural Resources Conser  U. S. Geological Survey 7.5 Minu U. S. Geological Survey 7.5 Minu U. S. Geological Survey 15 Minu	vation Service Soil Survey for Lake County.  te Topographic Maps: WHEELING, 1993.  te Historic Quadrangles:  te Historic Quadrangles:  nty 1939, 2000, 2004, & 2005; PhotoMapper 2001, 2002, & 2005
	ked above): The wetlands identified on the project site do not have a discernable ates and are therefore not under the jurisdiction of the Department of the Army.
Lateral Extent of Jurisdiction (33 CFR 328 an Ordinary High Water Mark i clear, natural line impressed o the presence of litter and debric changes in the character of soil wetland boundary	ndicated by:  n the bank
Basis for Declining Jurisdiction:	
Area under consideration is likely	rs listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7) to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria ely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
☐ Headquarters declined to approve jurison	liction on the basis of 328.3(a)(3) [attach copy of HQ rationale]
Confirmation of Wetland Boundaries  This office concurs with your wetland This office does not confirm your wetland Recommended by:	and houndary
Accommended by:	Date:
Approved by:	Date:
<sup>1</sup> Wetlands are identified and delineated using the meth-	ods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e.,

occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for Jetermining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>&</sup>lt;sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

FILE NUMBER: 200200307				
REGULATORY PROJECT MANAGER:	Michael Murphy	Date:	07-07-06	
PROJECT REVIEW/DETERMINATION C	+	In the office the project site	(Y/N) (Y/N)	Date: 07-07-2006 Date:
PROJECT LOCATION INFORMATION:		• •	, ,	
State:			Illinois	
County:			Lake	
Center coordinates of site by latitud	ie & longitudinal c	oordinates:	42.2384	712, 87.8938485
Approximate size of site/property (i	including uplands d	& in acres):	40 ac	
Name of waterway or watershed:			Chicago	River
SITE CONDITIONS:				

						B		
	I R							
-	П							
describe	type of iso	lated, non-	-navigable, i	ntra-state wat	er present an	d best estim	ate for size of	non-
		describe type of iso	describe type of isolated, non	describe type of isolated, non-navigable, in	describe type of isolated, non-navigable, intra-state wat	describe type of isolated, non-navigable, intra-state water present an	describe type of isolated, non-navigable, intra-state water present and best estim	describe type of isolated, non-navigable, intra-state water present and best estimate for size of

Migratory Bird Rule Factors':	If Know	yn .	If Unknown Use Best Professional Judgment			
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination	
Is or would be used as habitat for birds protected by Migratory Bird Treaties?			⊠			
Is or would be used as habitat by other migratory birds that cross state lines?			⊠			
Is or would be used as habitat for endangered species?						
Is used to irrigate crops sold in interstate commerce?				$\boxtimes$		

## TYPE OF DETERMINATION:

**DISTRICT OFFICE: Chicago** 

OPITIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce

Preliminary ☐ Or Approved ⊠

connections; and paragraph 4 – site information on waters of the U.S. occurring onsite):